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## BUDGET UNIT BRIEF – FY 2019

Fiscal Services Division

July 1, 2018



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Ground Floor, State Capitol Building

Des Moines, Iowa 50319

515.281.3566

### Administration Division — Department of Inspections and Appeals

#### Description

The Administration Division of the Department of Inspections and Appeals (DIA) provides centralized support services for the Department. The Director's Office staff oversees all strategic planning, legislative affairs, administrative rulemaking, personnel, and public information activities for the Department. The Division also includes the Food and Consumer Safety Bureau, Social and Charitable Gambling Program, and the Targeted Small Business (TSB) Certification Program.

- **Food and Consumer Safety Bureau.** The Bureau is responsible for administering and enforcing the Iowa Food Code (Iowa Code chapter 137F) by conducting food safety inspections to prevent foodborne illnesses at grocery stores, restaurants, convenience stores, food processing plants, and mobile food trucks. The Iowa Food Code is based on food safety recommendations developed by the Food and Drug Administration (FDA), in consultation with representatives from the food industry and regulators. The DIA also contracts with local health agencies to conduct inspections. Enacted in May 2016, [Senate File 2314](#) (FY 2017 Administration and Regulation Subcommittee Appropriations Act) amended the process of collecting fees associated with food inspections by permitting the DIA to keep fee revenue collected from inspections completed for FY 2017. Fees collected on behalf of a municipal corporation are not retained by the Department. The Department is required to deposit \$800,000 of collected fees into the General Fund and permitted to retain the remainder in its operating budget.

The Food and Consumer Safety Bureau also maintains a Restaurant Inspection website where visitors can view or download inspection reports for Iowa food establishments, including restaurants, grocery stores, and convenience stores.

- **Social and Charitable Gambling Program.** This Program administers Iowa Code chapter 99B, to regulate games of skill or chance, raffles, bingo, social gambling, and amusement devices. Qualified organizations may obtain a social or charitable gambling license to conduct fundraising activities benefiting educational, civic, public, charitable, patriotic, or religious purposes. Gambling receipts are subject to Iowa sales tax, including nonprofit organizations. A Social Gambling License authorizes small stakes card and parlor games (such as cribbage, euchre, hearts, checkers, chess, dominoes, etc.) between individuals. When held by a beer or liquor establishment, it also permits sports-betting pools. Enacted in July 2015, [Senate File 482](#) reorganized and modified Iowa Code chapter 99B by eliminating outdated and redundant provisions and increasing prize value allowances in a manner consistent with current social and charitable gambling activities.
- **Targeted Small Business (TSB) Certification Program.** The TSB Certification Program certifies businesses owned, operated, and actively managed by women, minority group members, or persons

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#### More Information

Department of Inspections and Appeals, Administration Division: [dia.iowa.gov](http://dia.iowa.gov)  
LSA Staff Contact: Angel Banks-Adams (515.281.6301) [angel.banks-adams@legis.iowa.gov](mailto:angel.banks-adams@legis.iowa.gov)

with disabilities. In order to be certified as a TSB, a business must be located in the State of Iowa, operate for profit, average an annual gross income of less than \$4.0 million for the last three fiscal years, and be at least 51.0% owned and operated by women, minority groups, service-disabled veterans, or persons with a disability. Certified TSBs are eligible to apply for low-interest loans and equity grants through the Iowa Economic Development Authority (IEDA). Also, State purchasing officers consider TSBs when seeking bids for State-purchased goods and services.

- **Indian Gaming Compacts.** The DIA serves as Iowa's lead contact for Indian gaming compacts. The Director is authorized to enter into and implement agreements or compacts between the State of Iowa and Native American tribes located in the State as per the authority of the Indian Gaming Regulatory Act (25 U.S.C section 2701 et seq.). This ensures that the agreements or compacts contain provisions intended to implement the policies and objectives of the Indian Gaming Regulatory Act. Iowa has three tribal gaming compacts that were first negotiated in 1992 and authorize casino-type gaming in the State. These compacts are with the Winnebago and Omaha Tribes of Nebraska and the Sac and Fox Tribe of the Mississippi in Iowa.

### Funding

The Administration Division has a budget of approximately \$1.5 million annually that includes a General Fund appropriation, federal support, and governmental transfers.

### Related Statutes and Administrative Rules

Iowa Code chapters [10A](#), [99B](#), and [137F](#)  
Iowa Administrative Code [481](#)